

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

CONFERENCE COMMITTEE ON SENATE AMENDMENTS TO HOUSE BILL 116

Call to Order: By **CHAIRMAN DAVID E. WANZENRIED**, on April 24, 2007, at 4:00 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Rick Ripley (R)
Sen. David E. Wanzenried, Chairman (D)
Rep. Rick Jore (C)
Sen. Rick Laible (R)
Sen. Mitch Tropila (D)
Rep. Craig Witte (R)

Members Excused: None

Members Absent: None

Staff Present: Barbara Smith, Legislative Branch
Cindy Peterson, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: HB 116

EXECUTIVE ACTION ON HB 116

00:00:01 Sen. Wanzenried

00:00:59 Sen. Laible

00:01:14 Ms. Smith

EXHIBIT (cch87hb0116c01)

00:01:57 Rep. Witte

00:02:50 Ms. Smith

00:03:26 Rep. Witte

00:03:50 Ms. Smith

00:04:28 Sen. Wanzenried

00:05:00 Ms. Smith

00:05:48 Sen. Wanzenried

00:06:10 Ms. Smith

00:07:10 Sen. Wanzenried

00:07:30 Ms. Smith

00:07:45 Rep. Ripley

00:07:54 Ms. Smith

00:08:57 Sen. Wanzenried

00:09:56 Ray Beck, Department of Natural Resources and
Conservation

EXHIBIT (cch87hb0116c02)

00:15:12 Sen. Laible

00:16:03 Mr. Beck

00:16:14 John Tubbs, Department of Natural Resources

00:17:04 Sen. Laible

00:17:44 Mr. Tubbs

00:18:57 Sen. Laible

00:19:21 Mr. Tubbs

00:19:39 Sen. Laible

00:20:09 Mr. Tubbs

00:21:03 Rep. Jore

00:21:24 Ms. Smith

00:21:38 Rep. Witte

00:24:00 Mr. Beck

00:24:30 Rep. Witte

00:25:13 Sen. Wanzenried

00:25:47 Mr. Beck

00:26:20 Sen. Wanzenried

00:26:48 Mr. Beck

00:27:15 Sen. Laible

00:27:49 Mr. Beck

00:27:53 Sen. Laible

00:28:54 Mr. Beck

00:29:15 Sen. Laible

00:29:34 Ms. Smith

00:30:10 Rep. Witte

00:31:01 Mr. Beck

00:32:18 Rep. Witte

00:33:08 Mr. Beck

00:34:02 Mr. Tubbs

00:35:23 Ms. Smith

00:36:05 **Motion:** Rep. Ripley moved a **CONCEPTUAL AMENDMENT** to take \$500,000 from future fisheries and transfer the funds into the orphan share account, and move the \$2 million in the environmental contingency account back into the general fund, which would have the effect of zeroing out the accounts.

Discussion:

00:36:47 Ms. Smith

00:37:35 Sen. Wanzenried

00:37:43 Rep. Ripley

00:38:21 Ms. Smith

00:38:33 Sen. Wanzenried

00:38:40 Ms. Smith

00:39:30 Rep. Witte

00:40:06 Rep. Ripley

00:40:24 Rep. Witte

00:40:51 Rep. Ripley

00:41:06 Sen. Wanzenried

00:41:31 Sen. Laible

00:41:50 Sen. Wanzenried

00:42:37 Sen. Laible

00:43:19 Rep. Ripley

00:44:39 **Vote:** Motion failed 4-2 by roll call vote with Sen. Wanzenried and Sen. Tropila voting no.

00:45:42 **Motion/Vote:** Senator Wanzenried moved a **CONCEPTUAL AMENDMENT** to set the balance in the environmental contingency account at \$1.5 million, deposit \$346,000 in the orphan share account, and deposit \$1 million in the environmental quality protection fund. Motion failed 2-4 by roll call vote with Sen. Wanzenried and Sen. Tropila voting aye.

Discussion:

00:47:12 Sen. Laible

00:49:13 Ms. Smith

00:49:46 Sen. Wanzenried

00:50:52 Sen. Laible

00:51:31 Sen. Wanzenried

00:52:04 Ms. Smith

00:52:29 Sen. Wanzenried

00:53:19 Sen. Laible

00:54:29 Sen. Wanzenried
 00:54:42 Sen. Laible
 00:55:08 Ms. Smith
 00:55:46 Sen. Laible
 00:56:07 Sen. Wanzenried

00:56:26 MOTION/VOTE: Sen. Laible made a **CONCEPTUAL AMENDMENT** to move \$500,000 from the general fund into future fisheries, adding onto existing law \$500,000 for a total of \$1 million, adding \$353,855 into the environmental contingency account, and adding \$146,145 into the orphan share account. The balance in the environmental contingency account would be \$1.2 million. Motion failed 3-3 by roll call vote with Sen. Wanzenried, Sen. Tropila and Sen. Laible voting aye.

Discussion:

00:57:56 Rep. Jore
 00:59:01 Sen. Wanzenried
 00:59:50 Rep. Ripley
 01:00:47 Sen. Wanzenried
 01:01:41 Ms. Smith
 01:02:07 Rep. Witte
 01:02:55 Sen. Wanzenried
 01:04:17 Sen. Laible
 01:04:55 Sen. Wanzenried
 01:05:04 Sen. Laible
 01:05:16 Rep. Witte
 01:06:05 Sen. Laible
 01:06:18 Ms. Smith
 01:07:18 Sen. Wanzenried
 01:07:34 Rep. Witte
 01:07:47 Rep. Ripley
 01:08:16 Sen. Wanzenried
 01:09:26 Ms. Smith
 01:10:28 Sen. Wanzenried
 01:10:37 Rep. Ripley
 01:12:04 Ms. Smith
 01:12:33 Rep. Witte
 01:12:42 Ms. Smith recites totals
 01:13:30 Sen. Wanzenried
 01:14:17 Sen. Laible
 01:14:34 Ms. Smith

01:14:49 **Motion/Vote:** Sen. Wanzenried moved HB 116 **BE AMENDED.**
EXHIBIT(cch87hb0116c03)

Discussion:

01:15:45 Rep. Jore
01:15:59 Rep. Laible

01:16:21 **Vote:** Sen. Wanzenried's motion carried 5-1 by roll
call vote with Rep. Jore voting no.

Discussion:

01:17:03 Ms. Smith

01:17:31 **Motion:** Rep. Ripley moved **TO STRIKE AMENDMENT 27** of
the Senate amendments in its entirety.

Discussion:

01:17:59 Richard Oppen, Director, Department of Environmental
Quality Council
01:19:56 Sen. Wanzenried
01:20:57 Director Oppen
01:21:14 Ms. Smith
01:21:51 Sen. Wanzenried
01:22:17 Rep. Ripley
01:22:44 Sen. Laible
01:24:09 Director Oppen
01:25:23 Sen. Laible
01:25:34 Director Oppen
01:25:59 Ms. Smith
01:27:44 Sen. Wanzenried
01:27:52 Ms. Smith
01:28:13 Rep. Ripley
01:28:27 Ms. Smith
01:28:40 Director Oppen
01:30:00 Sen. Tropila
01:30:17 Director Oppen
01:31:29 Sen. Laible
01:31:42 Director Oppen
01:31:47 Sen. Laible
01:32:08 Director Oppen
01:32:31 Sen. Laible
01:33:02 Director Oppen
01:33:22 Sen. Laible
01:33:46 Sen. Wanzenried
01:33:57 Ms. Smith
01:34:31 Sen. Wanzenried
01:34:49 Rep. Ripley

01:35:16 Recess

01:44:50 Reconvene

01:45:08 **Substitute Motion/Vote:** Sen. Laible moved a **CONCEPTUAL AMENDMENT** to Senate Amendment 27, by inserting "subject to appropriation" after "subsection (3)" and striking subsection (d) in its entirety. Motion carried unanimously by voice vote.

01:46:35 **Motion:** Rep. Ripley moved **TO ADD A SUNSET PROVISION** on environmental contingency account and include a report deadline of September 30.

Discussion:

01:47:10 Sen. Wanzenried

01:47:23 Ms. Smith

01:48:02 Sen. Laible

01:48:32 **Vote:** Motion carried unanimously by voice vote.

01:48:47 Rep. Ripley

01:49:10 Ms. Smith

01:49:42 **Motion:** Rep. Witte moved the committee report for HB 116 **BE ADOPTED**. Motion carried 5-1 with Jore voting no.

ADJOURNMENT

01:50:22 Adjourn at 5:51 p.m.

SEN. DAVID WANZENRIED, Chairman

CINDY PETERSON, Secretary

DW/cap

Additional Exhibits:

EXHIBIT ([cch87hb0116cad.pdf](#))